

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

GREG WINSLOW,

Plaintiff,

v.

**PROGRESSIVE SPECIALTY
INSURANCE COMPANY, INC.,
d/b/a PROGRESSIVE DRIVE
INSURANCE,**

Defendant.

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:**CIVIL ACTION NO. 3:18-CV-1094**
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:**(Judge Sylvia H. Rambo)**
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ORDER

AND NOW, THIS 12th DAY OF DECEMBER 2018, FOR THE REASONS
SET OUT IN THE SIMULTANEOUSLY FILED MEMORANDUM, IT IS HEREBY
ORDERED THAT:

1. Progressive's Motion to Dismiss (Doc. 5) is GRANTED;
2. Count I of the Complaint goes forward with Plaintiff's request for attorney's fees stricken;
3. Count II for bad faith is dismissed with leave to amend;
4. Count III for fraud and misrepresentation is dismissed with leave to amend;
5. Count IV for declaratory judgment, Count V for specific performance,

and Count VI for unjust enrichment are dismissed without leave to amend;

6. If Plaintiff chooses to file an amended complaint, he must do so within fourteen (14) days of the date of this Order.

s/Sylvia H. Rambo
SYLVIA H. RAMBO
United States District Judge